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September 26, 2005

**TO: EXAMINER TUAN N. NGUYEN**

**COMPANY: USPTO —GROUP ART UNIT 3751**

**FAX NO: 571-273-8300**

**RE: SERIAL NO. 10/635,013 OF GARY ASHE FILED 8/5/03**

**Our Reference No.: 1584-3**

**FROM: WALTER W. DUFT, REG. NO. 31,948**

**NUMBER OF PAGES INCLUDING COVER SHEET: 10**

**COMMENTS:**

**PLEASE SEE THE ATTACHED TRANSMITTED PAPERS:**

1. AMENDMENT AND RESPONSE TO FIRST OFFICE ACTION
2. TRANSMITTAL FORM

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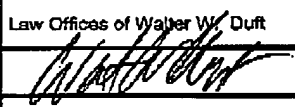
PTO/SB/21 (09-04)

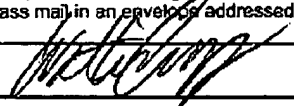
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/635,013
	Filing Date	August 5, 2003
	First Named Inventor	Gary Ashe
	Art Unit	3751
	Examiner Name	Tuan N. Nguyen
Total Number of Pages in This Submission	Attorney Docket Number	1584-3

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
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Firm Name	Law Offices of Walter W. Duft		
Signature			
Printed name	Walter W. Duft		
Date	September 26, 2005	Reg. No.	31,948

CERTIFICATE OF TRANSMISSION/MAILING			
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This collection of information is required by 37 CFR 1.6. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
 ) Group Art Unit: 3751  
GARY ASHE ET AL. )  
 )  
SERIAL NO.: 10/635,013 )  
 )  
FILED: August 5, 2003 ) Examiner: Tuan N. Nguyen  
 )  
FOR: DISPOSABLE SINGLE-USE APPLICATOR)

Commissioner for Patents  
P. O. Box 1450  
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Sir:

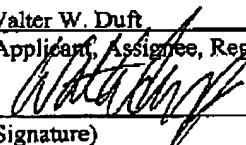
**AMENDMENT AND RESPONSE TO FIRST OFFICE ACTION**

In response to the first Office Action (following RCE) mailed on June 24, 2005

Applicants hereby amend the subject application, as follows:

I hereby certify that this correspondence is being transmitted via facsimile in accordance with 37 CFR 1.6(d) and 1.8 to the United States Patent and Trademark Office, to the attention of Primary Examiner Tuan N. Nguyen of Group Art Unit 3751 at (571) 273-8300, on:

September 26, 2005  
(Date)

Walter W. Duft  
(Applicant, Assignee, Registered Representative)  
  
(Signature)

September 26, 2005  
(Date of Signature)